

The Hamilton County Board of Commissioners met on Monday, May 13, 2002 in the Commissioner's Courtroom in the Hamilton County Judicial Center, Noblesville, Indiana. The Commissioners met in Executive Session from 1:20 to 2:20 pm. President Clark called the public meeting to order at 2:25 pm. A quorum was declared present of Commissioner Sharon R. Clark, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited by everyone.

#### **Approval of Minutes:**

Holt motioned to approve the April 22, 2002 minutes. Dillinger seconded. Motion carried unanimously.

#### **Executive Session Memoranda:**

Holt motioned to approve the May 13, 2002 Executive Session Memoranda. Dillinger seconded. Motion carried unanimously.

#### **Bid Openings:**

Clark asked Mr. Howard to open the bids in Conference Room 1A. Mike Howard, Commissioner Holt and Auditor, Robin Mills were in attendance along with several members of the public.

#### **Contract Resurface Contract 02-2:**

Mr. Howard opened the bids for Resurface Contract 02-2, Various Roads in Fall Creek, Delaware, Noblesville & Wayne Townships. Form 96, Bid Bond, Non-Collusion Affidavit, Financial Statement and Acknowledgment of Addendums were included unless otherwise specified. 1) Calumet Asphalt - \$587,000.00. 2) E&B Paving - \$569,128.47. 3) Grady Brothers - \$735,655.20. 4) Milestone Contractors - \$643,643.40. 5) Rieth-Riley - \$610,992.94. 6) Shelly & Sands - \$613,682.34. Mr. Howard referred the bids to the Highway Department for review and recommendation later in today's meeting.

#### **146th Street Ramp from SR 431:**

Mr. Howard opened the bids for the 146th Street Ramp from SR 431 Phase 1-B, HCHD #PR-02-0002. Form 96, Non-Collusion Affidavit, Bid Bond, Financial Statement and Acknowledgment of Addendums were included unless otherwise specified. 1) Beatty Construction Co. - \$1,913,671.72. 2) E&B Paving - \$1,799,091.23. 3) Milestone Contractors - \$1,964,658.84. 4) Rieth-Riley Construction - \$1,796,180.43. 5) The Gale Tschour Co., Inc. - \$2,099,016.28. 6) Weddle Brothers Construction - \$1,940,016.28. Mr. Howard referred the bids to the Highway Department for review and recommendation at the next meeting.

#### **4-H Boat Storage Rental:**

Mr. Howard opened the bid for Boat Storage at the 4-H Fair Grounds. One bid was received from Superior Dock Co. dba Abaco Dock & Lift Co. in the amount of \$5,200.00.

#### **Public Comments:**

Mr. Dick Frost read his commentary to the Commissioners. Clark told Mr. Frost that he will not be placed on the agenda anymore.

**Plat Approvals:** (Tape 1, #230)

**Centennial Townhomes, Building 1:**

**Centennial Townhomes, Building 4:**

**Meyerrose:**

Mr. Matt Morasch presented plats for Centennial Townhomes, Building 1; Centennial Townhomes Building 4 for approval. The Meyerrose plat's approval is contingent upon his signing the agreement prepared by Mr. Howard. Dillinger motioned to approve. Clark seconded. Dillinger included in his motion holding the Meyerrose plat until the agreement is signed. Dillinger and Clark approved the motion unanimously.

**Highway Business:**

**Release of Escrow Agreement Funds:**

Mr. Stevens requested release of escrow funds for James Babcock, Inc. for work on the renovation of the highway facilities. Dillinger motioned to approve. Clark seconded. Motion carried unanimously. Mr. Stevens requested approval of the release of escrow funds for Lehman's Inc. of Anderson for work on the renovation of the highway facilities. Dillinger motioned to approve. Clark seconded. Dillinger asked if Envoy has signed off on these agreements? Mr. Stevens stated yes. Mr. Stevens requested approval of the release of escrow funds for Trisler Construction Company for work on the renovation of the highway facilities. Mr. Stevens requested all but \$4,000 be released. The \$4,000 is being retained because there is a \$4,000 change order out that Mr. Trisler has refused to sign. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

**Open Road Cut Permits:**

Mr. Locke requested approval of Open Road Cut Permits (21) with the Town of Westfield in the vicinity of Tomlinson and 191st Street where a sewer system is being installed. The Town of Westfield will resurface the entire road upon completion of the project. 1) RDCUT 2002-006 - Town of Westfield at intersection of 191st and Tomlinson Road for installation of gravity sanitary sewer. 2) RDCUT 2002-007 - Town of Westfield on Tomlinson Road approx. 165' north of intersection with 191st Street for installation of sewer lateral. 3) RDCUT 2002-008 - Town of Westfield on Tomlinson Road approximately 295' north of intersection with 191st Street for installation of sewer lateral. 4) RDCUT 2002-009 - Town of Westfield on Tomlinson Road approximately 610' north of intersection with 191st Street for installation of sewer lateral. 5) RDCUT 2002-010 - Town of Westfield on Tomlinson Road approximately 720' north of intersection with 191st Street for installation of gravity sanitary sewer. 6) RDCUT 2002-011 - Town of Westfield on Tomlinson Road approximately 870' north of intersection with 191st Street for installation of sewer lateral. 7) RDCUT 2002-012 - Town of Westfield on Tomlinson Road approximately 990' north of intersection with 191st Street for installation of sewer lateral. 8) RDCUT 2002-013 - Town of Westfield on Tomlinson Road approximately 1160' north of

intersection with 191st Street for installation of sewer lateral. 9) RDCUT 2002-014 - Town of Westfield on Tomlinson Road approximately 1380' north of intersection with 191st Street for installation of sewer lateral. 10) RDCUT 2002-015 - Town of Westfield on Tomlinson Road approximately 20' north of intersection with 196th Street for installation of gravity sanitary sewer. 11) RDCUT 2002-016 - Town of Westfield on Tomlinson Road approximately 319' north of intersection with 196th Street for installation of sewer lateral. 12) RDCUT 2002-017 - Town of Westfield on Tomlinson Road approximately 340' north of intersection with 196th Street for installation of sewer lateral. 13) RDCUT 2002-018 - Town of Westfield on Tomlinson Road approximately 1170' north of intersection with 196th Street for installation of sewer lateral. 14) RDCUT 2002-019 - Town of Westfield on Tomlinson Road approximately 170' south of intersection with 199th Street for installation of sewer lateral. 15) RDCUT 2002-020 - Town of Westfield on Tomlinson Road 230' south of intersection with 199th Street for installation of sewer lateral. 16) RDCUT 2002-021 - Town of Westfield on Tomlinson Road approximately 365' south of intersection with 191st Street for installation of sewer lateral. 17) RDCUT 2002-023 - Town of Westfield on Tomlinson Road approximately 2070' south of intersection with 191st Street for installation of gravity sanitary sewer. 18) RDCUT 2002-024 - Town of Westfield on Tomlinson Road approximately 2285' south of intersection with 191st Street for installation of sewer lateral. 19) RDCUT 2002-025 - Town of Westfield on Tomlinson Road approximately 2605' south of intersection with 191st Street for installation of sewer lateral. 20) RDCUT 2002-026 - Town of Westfield at 181st Street from approximately 1280' east of intersection with Dartown Road to approximately 2210' east of intersection with Dartown Road for installation of force main (8" and 12" D.I.) 21) RDCUT 2002-027 - Town of Westfield on 196th Street 125' east of intersection with Tomlinson Road for installation of water main. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

#### **Acceptance of Bonds/Letters of Credit - Highway Department:**

Mr. Locke requested acceptance of Bonds and Letters of Credit for the Highway Department. 1) HCHD #B-93-0045 - Peerless Insurance Company Continuation Certificate Bond Policy SM94917 issued on behalf of S&W Sewer & Water, Inc. in the sum of \$25,000 to expire May 21, 2003. 2) HCHD #B96-0062 - Fidelity and Deposit Company Continuation Certificate Annual Bond LPM 0000939 issued on behalf of Martin Moon dba Moon Excavating in the sum of \$25,000 to expire April 29, 2003. 3) HCHD #B-01-0029 - Western Surety Company Continuation Certificate Bond No. 69123539 issued on behalf of Wilson Water & Sewer Service, Inc. in the sum of \$25,000 to expire April 29, 2003. 4) HCHD #B-01-0068 - Selective Insurance Company Continuation Certificate Bond No. B401906 issued on behalf of Langston Development Co., Inc. in the sum of \$25,000 to expire May 21, 2003. 5) HCHD #B-02-0038 - Gulf Insurance Company Subdivision Performance Bond No. B2 1847254 issued on behalf of Crossmann Communities Partnership, dba Crossmann Communities, Inc. in the sum of \$246,753.88 for Lakes of Hayden Run, Section One - streets, curbs, street signs and regulatory signs to expire April 17, 2004. Dillinger motioned to accept. Clark seconded. Motion carried unanimously.

#### **Agreements:**

##### **Oak Ridge Road Small Structure Utility Agreement:**

Mr. Locke requested approval of Utility Reimbursement Agreement, HCHD #M-02-0019, with Westfield Utilities for replacement of the small structure on Oak Ridge Road north of 156th Street (Str. #1397-053) in Washington Township. The estimated amount is \$12,320.00. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

### **Subdivision Inspection Agreements:**

#### **Long Branch Estates Subdivision, Sections 1 & 2:**

Mr. Locke requested approval of Subdivision Inspection Agreements, HCHD #A-02-0005, for Long Branch Estates Subdivision, Sections 1 & 2 with the owner, Northside Investments, LLC and the other with the engineer, USI Consultants in the amount of \$1,200.00. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

#### **Hague Road over Cheeney Creek Interlocal Agreement:**

Mr. Locke requested approval of Interlocal Agreement, HCHD #M-02-0020, with the Town of Fishers concerning Small Structure #12003, Hague Road over Cheeney Creek. Mr. Locke stated the agreement states the county will pay for the lengthening of the small structure currently within the county's jurisdiction and the Town of Fishers will do intersection improvements at that location at their costs. They will let the project and will be doing the inspection. The estimated amount is \$76,626.40, which is within the small structure budget for this year. Dillinger motioned to approve. Clark seconded. Clark asked if this is annexed? Mr. Locke stated no. Motion carried unanimously.

#### **Acceptance of Streets: (Tape 1, #533)**

#### **Sand Creeks Estates:**

Mr. Locke requested acceptance of streets in Sand Creek Estates south of 131st Street/west of Marilyn Road in Fall Creek Township for 0.15 miles. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

Holt returned to the meeting.

#### **Bid Openings:**

Holt stated we had \$2.3 million worth of bids on the table with 11 people bidding and we are making a mistake if we don't open the bids in a public meeting. Clark stated if we are very far behind in the agenda we ask that bids be opened elsewhere so we have an opportunity to catch up on our agenda. Clark apologized and stated we will not do it again, we will open bids in here regardless of how far behind we are.

#### **Concurrence with Traffic Studies:**

Mr. Locke requested approval of the list of correspondence concerning investigations of request for signage on Hamilton County Roads. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

#### **Official Actions:**

**Sand Creek Estates Regulatory Signs:**

Mr. Locke requested approval of the official action to install regulatory signs for the Sand Creek Estates Subdivision. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**AASHTO International Scanning Tour:**

Mr. Locke stated he has the opportunity to participate in the AASHTO International Scanning Tour on asphalt pavement warranties. The tour is scheduled for September 12-29, 2002. All travel expenses will be paid for by the Scanning program. The benefit would be that he would be able to bring back how other countries are doing warranty projects on the resurface of asphalt streets. This opportunity would put the local government aspect on this committee, which will be formulating national policy on implementation. Holt motioned to encourage Mr. Locke to apply for this opportunity. Dillinger seconded. Motion carried unanimously.

**Acceptance of Right-of-Way:****106th Street:**

Mr. Locke requested acceptance of right-of-way from Michael Coppinger & J.K. Turkle on 106th Street west of Shelborne Road. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Condemnation of Parcels:****116th Street and Springmill Road Intersection Project:**

Mr. Locke requested approval to begin condemnation process on the 116th Street and Springmill Road Intersection Project for parcels #15 - Stephen C. Hilbert, or His Successor, as Trustee, #16 - JEC Partnership, LP, #17 - Billy Creek Associates, and #18 - Valley Development Co., Inc. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**110th Street Small Structure:**

Mr. Locke requested permission, subject to obtaining right of entry on all the parcels for the county's project on 110th Street over Carmel Creek, that the Commissioners declare the replacement of that small structure an emergency and proceed under emergency letting provisions of State law to replace the structure. The structure has washed out and the road will be closed until such time that the structure can be replaced. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Request to Advertise:****Bridge #99, Mill Creek Road over J.H. Leap Ditch:**

Mr. Locke requested permission to advertise for Bridge #99, Mill Creek Road over J.H. Leap. The bid will be let June 10, 2002. Mr. Locke also requested signatures on the Title Sheet for this project. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Bridge #135, River Road over Cicero Creek:**

**Bridge #237, Deer Ridge Drive over Mitchener Ditch:**

Mr. Locke requested permission to advertise for Bridge #135, River Road over Cicero Creek and Bridge #237, Deer Ridge over Mitchener Ditch, to be let June 10, 2002. Mr. Locke requested signatures on the Title Sheet for these projects. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Bridge #168, 116th Street over Mud Creek:**

Mr. Locke requested signatures on the Title Sheet for Bridge #168, 116th Street over Mud Creek. The project will be let by the Town of Fishers under an interlocal agreement with Hamilton County. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Hague Road over Cheeney Creek Small Structure:**

Mr. Locke requested signatures on the Title Sheet for the Small Structure on Hague Road over Cheeney Creek. The Town of Fishers will be letting that project. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Bid Award:****Resurface Contract 02-2:**

Mr. Locke requested the bid for Resurface Contract 02-2, Various Roads in Fall Creek, Delaware, Noblesville and Wayne Township, be awarded to E&B Paving, Inc. in the amount of \$569,128.47. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Bridge #144:**

Mr. Locke requested the bid for Bridge #144 be awarded to Erber & Milligan Construction Co., Inc. in the amount of \$192,481.75. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Mowing Contracts:**

Mr. Locke recommended the bids for Northern Roads Mowing, Southern Roads Mowing and the 146th Street Median Mowing be rejected. After reviewing the bids and looking at the budget we found we will have to find another way to proceed with that work. Holt motioned to reject the bids. Clark seconded. Motion carried unanimously.

**Highway Surplus Equipment Auction:**

Mr. Tom Stevens requested an auction of highway surplus equipment be scheduled on June 28, 2002. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Surplus Highway Equipment:**

Mr. Stevens presented a list of highway equipment he would like declared surplus. Dillinger motioned to approve. Holt seconded. Clark asked if this equipment has been made available to other departments? Mr. Stevens stated his next item is a list of the proposed sale bill. Each one of these pieces of equipment are listed. Mr. Stevens proposed the Commissioners finalize the sale

bill at their next meeting. He knows the Parks Department is interested in some of the pick-up trucks. Motion carried unanimously.

**Sale Bill (Proposed):**

Mr. Stevens presented the proposed sale bill for highway surplus equipment. This list will be made available to other county departments who might have use for this equipment.

**Equipment Replacement Program:**

Mr. Stevens stated he will be presenting a new equipment replacement program for 2003 thru 2007 at the Commissioner's next meeting for their approval.

**Auctioneer Agreement:**

Mr. Stevens requested approval of the auctioneer agreement for the Highway Surplus Auction with Bill McClain. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Farm Bureau Request:**

Clark presented a letter to the Highway Department from Farm Bureau requesting how our bridges and roads be built.

**Bid Award:**

**4-H Boat Rental Bid Award:**

Mr. Howard stated he opened the bids for the 4-H Boat Rentals. The only bid received was from Superior Dock Company to rent the cattle and swine barn from October 1, 2002 to May 1, 2003 for \$5,200.00. Mr. Howard recommended accepting the bid and authorizing him to prepare the same contract that we have done in the past. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Clark called a break at 3:00 pm. Clark called the meeting back to order at 3:20 pm.

**Surplus Highway Equipment - Continued:**

Mr. Stevens stated everything on the proposed sale bill list for surplus highway equipment, not just equipment with an equipment ID number, should be declared surplus. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**116th Street Trailways Project: (Tape 1, #1413)**

Mr. Al Patterson reviewed the proposed 116th Street Trailways Project that the Hamilton County Parks Department, Hamilton County Highway Department and City of Carmel have been working on. Hamilton County received a grant of \$700,000 for this project. \$105,000 is for construction management, the remaining \$595,000 has been divided between the three groups. Dillinger motioned to approve the plan and distribution of dollars as presented. Holt seconded. Motion carried unanimously. Mr. Matt Morasch stated they are scheduling a public hearing.

**Local Emergency Proclamation:**

Mr. Bob Hendericks stated the current weather situation (rain) has created several issues in Hamilton County. Arcadia has experienced flooding of several structures. Noblesville is experiencing flooding today. We expect White River to crest at 20.5' tomorrow. This is rivaling what Hamilton County experienced in the winter of 1991. Noblesville and Arcadia have declared a state of emergency. If there is to be federal reimbursement a Declaration of Emergency is one of the steps. The State of Indiana has recommended that Hamilton County declare a state of emergency. Holt motioned to approve the Local Emergency Proclamation for Hamilton County, Indiana due to the flooding of White River and it's tributaries on May 12-15, 2002, pursuant to IC 10-4-1-23. Dillinger seconded. Motion carried unanimously.

Mr. Locke stated one our largest problems in previous floods were people removing barricades and driving through water and getting stranded. We did pass an ordinance allowing the Sheriff's Department to ticket people that do such. It is a \$2,500 fine if someone drives around a barricade or removes a barricade. Holt asked if there were other issues in 1991? Mr. Hendericks stated evacuation was a problem then. We are monitoring that closely. This may effect Riverwood residents. Mr. Locke stated the water company, around 116th Street in Clay Township, was supposed to install a flap gate on the drainage system going in to the river. The only other problem was citing dumpsters to help people who did have flood damage. Holt asked about Luxhaven? Mr. Hendericks stated he has not heard from Luxhaven. Mr. Hendericks stated all the agencies involved need to do an excellent job documenting their costs in order to receive federal reimbursements. Holt asked if there is a proposed shelter location if necessary? Mr. Hendericks stated he has spoken to the Red Cross and they are prepared to help people if shelter is needed. Clark asked where did we crest in 1991? Mr. Hendericks stated around 21'.

#### **Commissioner Committee Reports: (Tape 1, #2280)**

##### **White River Recovery:**

Dillinger stated there are grant monies coming from the White River Fish Kill Recovery. He has met with representatives from IDEM and there a couple of issues they would like addressed. One is Mr. Locke's request for brackets verses louvering the bridge for signage, the other issue is that they need the county to receive the bids for removal of different trash along the river. Mr. Howard stated removal is in a floodway, consequently there is a permit required by IDEM and DNR. We will be finding out who we are dealing with. Mr. Howard will have to talk to their lawyers for clarification. There is money available for clean-up. Dillinger stated he has spoken with Jim Vaughn and Kent Ward to get them involved. This is an opportunity to clean up the river but they need our help to do it.

##### **RFP Award:**

##### **Computer Network Security Audit:**

Ms. Casali stated the Network Security Infrastructure Audit proposal was opened on April 8, 2002 with seven responses. The evaluation committee consisted of Randy Ricketts, Chris Kuner, Les Locke, Mike LePere and B.J. Casali recommended Inrange Technologies Corporation be awarded the contract. This was a qualification based proposal. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

##### **Animal Control Ordinance: (Tape 1, #2551)**



Holt stated the Animal Control Ordinance was passed at our last meeting and there have been several questions since its passage. Holt stated he thinks it would be appropriate for a clarification of issues that were not addressed. Holt asked Mr. Howard to draft the clarification of issues to the Commissioners and Chief Fogerty for review by the Animal Control Taskforce. Holt stated one of the issues was how much is the breeders fee, which should be a minimal fee. It is not intended for a fundraiser. Clark stated she hosted a meeting which brought several issues to the table. We were going to talk to a breeders association and we discussed meeting with veterinarians. We were going to bring back a recommendation to Mr. Howard after we meet with these groups. Holt stated it needs to happen soon. Clark stated she is hoping to have it by our next meeting. Holt stated it is important to include a paragraph on barn cats. The paragraph should state that those who have barn cats for agricultural purposes, storage of grain or commercial livestock are excluded from the ordinance. Mr. Swift asked if we could postpone the effective date of the ordinance? Clark stated this was discussed at the meeting and the Sheriff's officers recommended that this still gives them an ordinance to enforce if they need it at the officer's discretion. Clark stated the breeders license issuance and amount are primary concerns and we did not have it ready. Clark recommended leaving everything as it is and explain to the callers that we are still refining the ordinance and ask them to be patient.

### **Juvenile Detention Center Project:**

Mr. Larry Dawson, Envoy, Inc., stated proposals were requested for design firms for the Hamilton County Juvenile Detention Center. Proposals were received from Cripe, RQAW, American Consulting, PSA, CSO, Schneider, Schenkel-Schultz, DLZ, and Schmidt. The committee narrowed down the proposals to a short list consisting of Cripe, RQAW, and American Consulting and PSA. Interviews were held last week and two designs firms were chosen for recommendation to the Commissioners - Cripe for site and RQAW and American Consulting for the building. Mr. Dawson stated they will request funding from the county council for programming phase one in an estimated amount of \$165,000.00. This includes money for financial and legal which may not have to be included in this request. Mr. Howard stated there would be minimal contract reviews and there would be no need for legal. Mr. Howard stated they could drop the legal. Mr. Dawson stated that would drop it to \$145,000.00 rather than the \$200,000.00 as originally projected. Dillinger motioned to approve the committee's recommendation. Holt seconded. Clark asked what would this buy us? Mr. Dawson stated this would be just for the programming, the first phase of the project. We separated the site work from the building because we believed that we need to preserve that site so we can actually have a correction site that will serve the county for many years. We would like to have the entire site redeveloped. This is the programming phase for redeveloping of the site and programming stages for the building. There is a programming element on the committee that is working with Bobbie Huskey, the judges and probation to make sure we get all the programming that the county wants. There is also a governance element that will address how it will be managed in the future. Clark asked if this is the entire site? How many acres are out there? Mr. Dawson stated a little less than 20 acres and 24 acres across SR 37. Clark asked if this includes the recycling center? Dillinger stated no. Clark stated at our retreat it was designated that Judy Levine, Rick McKinney and herself come up with a recommendation for animal control, is that in this mix? Mr. Dawson stated animal control has not been discussed in this committee yet. Dillinger stated when it comes to site development the jail, juvenile detention center, and programming will be looked at first and then as they have space available the other things will fall in. We need to keep

the priority as a correctional establishment. Clark stated we need to look at the entire package long term. Mr. Dawson stated we are going to look at having a master plan to redevelop 100% of the site on both sides of the street. We may want to go ahead and design it, but only build and spend the money we need currently. Dillinger stated we did receive a memo from two judges regarding the operation of the juvenile detention center and they pointed out that the Circuit Court judge has authority on who operates it and their memo stated the Sheriff's Department will continue to manage it. Dillinger stated Mr. Dawson has requested a steering committee be formed of the principals from each of the three firms, Mr. Dawson, Steve Dillinger and Dan Stevens meet once a month through this process. Clark asked if there will be county council representation? Clark would recommend someone from the county council be on that committee. Mr. Dawson stated he requested the formation of this committee for management of the project so if there is anything going wrong with the coordination of the three design firms that there is a principal in attendance. Dillinger stated this is an executive issue, not a financial issue. Mr. Howard stated the taskforce will still remain in effect and all major decisions will be brought to the taskforce. Motion carried unanimously.

**Attorney:** (Tape 2, #169)

**Judicial Center and Jail Bond Refinancing:**

Mr. Howard stated the refinancing of the bonds for the Judicial Center and Jail was completed May 1, 2002. Our gross savings were approximately \$3.3 million. Starting with the Debt Service in 2005 we will have over \$400,000 per year without raising taxes that we can leverage towards other projects, such as the Juvenile Detention Center.

**Fall Creek Wesleyan Church Encroachment Agreement:**

Mr. Howard requested approval of the Encroachment Agreement for Fall Creek Wesleyan Church on Olio Road. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**96th Street and Olio Road Project Agreement for Legal Services:**

Mr. Howard stated United Consulting Engineers has requested approval of an Agreement for Legal Services regarding the 96th Street and Olio Road Project regarding acquisition of right-of-way. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Liability Trust Claim:**

Mr. Howard requested approval of a Liability Trust Fund claim payable to Michael A. Howard in the amount of \$7,686.00. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Sheriff:** (Tape 2, #327)

**Conner Street Employee Crossing:**

Holt asked Deputy Farley why the deputies have stopped helping employees cross Conner Street in the mornings and afternoons? Deputy Farley stated we agreed to do that for 30 days and it would be brought back up and it was never brought back up. Holt asked what was his impression

of the effectiveness? Deputy Farley stated a lot of the employees appreciated us being there, it was additional overtime for us. Holt asked if Noblesville quit the motorcycle policeman at the same time? Deputy Farley stated he never saw him out there. Clark stated she is concerned as a safety issue and would like to see someone there for our employees. Deputy Farley stated he will make the request to the Sheriff. Holt motioned to reinstitute the Sheriff's Department personnel at the crosswalk, Conner on west side of 8th Street, during the times that we utilized it during the 30 day pilot project. Deputy Farley asked how many days? Holt stated Monday thru Friday until further evaluation. Dillinger seconded. Motion carried unanimously. Holt stated the Noblesville police did have the motorcycle officer out there during that period, especially in the mornings. Holt motioned to send a letter to Mayor Redick and Police Chief Russell to resume providing protection at the crosswalk. Dillinger seconded. Motion carried unanimously.

**Auditor:** (Tape 2, #464)

### **Liability Trust Claims:**

Ms. Robin Mills requested approval of Liability Trust Claims. 1) Townsend Glass Company - \$733.62. Dillinger motioned to approve. Holt seconded. Motion carried unanimously. 2) Stephenson Daly Morow & Semler - \$3,769.50. Holt motioned to approve. Dillinger seconded. Motion carried unanimously. 3) Stephenson Daly Morow & Semler - \$8,158.50. Holt motioned to approve. Dillinger seconded. Motion carried unanimously. 4) Baynes & Shirey - \$388.30. Dillinger motioned to approve. Holt seconded. Motion carried unanimously. 5) Miller Auto Body - \$103.40. Holt motioned to approve. Dillinger seconded. Motion carried unanimously. 6) Miller Auto Body - \$713.32. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

7) Miller Auto Body - \$2,651.66. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

### **Congressional School Fund Annual Report:**

Ms. Mills requested approval of the Congressional School Fund Annual Report. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

### **Paramedic Services Agreement Amendment:**

Ms. Mills requested approval of the Amendment to Agreement for Providing Paramedic Services and Emergency Medical Technician Services to the Citizens of Hamilton County, Indiana. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

### **Acceptance of Bonds/Letters of Credit - Drainage Board:**

Ms. Mills requested approval of the Acceptance of Bonds and Letters of Credit for the Drainage Board. 1) HCDB - B-2002-00313 - Gulf Insurance Company Subdivision Bond No. B21853765 for Oak Manor onsite storm sewers, SSD and erosion control in the amount of \$223,521.20. 2) HCDB - 2002-00314 - Gulf Insurance Company Subdivision Bond No. B21853766 for Oak Manor monument and markers in the amount of \$3,850.00. 3) HCDB-2002-00315 - Gulf Insurance Company Subdivision Bond No. B21853767 for Oak Manor offsite storm sewer in the amount of \$18,316.40. Holt motioned to approve. Dillinger seconded. Motion carried

unanimously.

**Release of Bonds/Letters of Credit - Drainage Board:**

Ms. Mills requested release of Bonds and Letters of Credit for the Drainage Board. 1) HCDB-B01-013 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond No. 886476S for Centennial Sec. 5 - storm sewers and subsurface drains in the amount of \$58,534.00. 2) HCDB-B01-014 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond No. 886477S for Centennial Sec. 5 - Erosion Control in the amount of \$11,287.00. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Payroll Claims:**

Ms. Mills requested approval of Payroll Claims for the period of April 13-April 27, 2002 paid May 10, 2002. There are two claim vouchers due to an employee being left off the payroll. Holt motioned to approve both claims. Dillinger seconded. Motion carried unanimously.

**Vendor Claims:**

Ms. Mills requested approval of Vendor Claims to be paid May 14, 2002. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Next Meeting:**

Ms. Mills reminded everyone that the next meeting will be held Tuesday, May 28, 2002 due to Memorial Day.

Clark adjourned the meeting at 4:25 pm.

**Commissioners Correspondence**

Minutes of April 29, 2002 Animal Control Ordinance Discussion

Riverview Board of Trustees Vacancy Letter from John Culp

Beam, Longest & Neff Notice of Transmittals:

Culvert Plans - HCHD #PB-99-0015 Change Orders

Notice of Public Hearings:

Sandstone Commons Subdivision - Town of Fishers

11680 Brooks School Road - Fishers

IDEM Notice of Sewer Permit Applications:

126th Street Lift Station and Interceptor Sewer - Carmel

Florida Road Property - Noblesville

Parkside Drive, Phase Five - Fishers

Hazel Dell Woods, Section 2 - Noblesville

Arbor Grove, Section 4 - Noblesville

IDEM Notice of Appeal Rights:

Idlewood, Section 2- Fishers

Oak Manor - Westfield

Certificate of Liability Insurance - United States of America Rugby

Indiana Rural Development Council 2002 Registration

Milestone Asphalt Pavement Conference Registration

**Present:**

Sharon R. Clark, Commissioner

Steven C. Dillinger, Commissioner

Steven A. Holt, Commissioner

Robin M. Mills, Auditor

Kim Rauch, Executive Secretary to Auditor

Fred Swift, Administrative Assistant to Commissioners

Michael A. Howard, Attorney

Wayne A. Farley, Sheriff's Deputy

Tom K. Stevens, Highway Director

Les Locke, Highway Engineer

Jim Neal, Highway Project Engineer

Dave Lucas, Highway Inspector

Robert Chadwell, Highway Inspector

Mark Fisher, Highway Technical Engineer

Christopher Burt, Highway Staff Engineer

Tim Knapp, Highway Right-of-Way Specialist

Matt Morasch, Transportation Development Engineer

Matt Knight, Highway Staff Engineer  
Mike McBride, Small Structure Staff Engineer  
Dustin Teachnor, Highway Assets Manager  
Faraz Hahn, Highway Department  
Dick Frost, Commentary to Commissioners  
Becki Wise, USI  
Holly VanSlambrook, Indianapolis Star - Metro North  
Clint Sparks, American Consulting  
Andrew Talbot, Estridge Development  
David VanderWier, Estridge Development  
Jim Phipps - Weddle Bros. Construction Co., Inc.  
Robert Testy - Weddle Bros. Construction Co., Inc.  
Craig Hoying, Gale Tschour Company  
Charlye Gannon, Beaty Construction  
Bruce Feamore, Beaty Construction  
Jerry Larrison, Beam, Longest & Neff  
Kate Lewis, Ledger  
Mark Keys, Berns Construction  
COUNTY BOARD OF COMMISSIONERS  
Larry Canterbury, E&B Paving  
Cory Smith, Calumet Asphalt

APPROVED

HAMILTON

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Matt Kelley, Shelly and Sands

Floyd Burroughs, FEBA

---

William R. Yoder, Rinker Materials

Brett Quandt, Quandt, Inc.

---

Kenny Walker, Milestone

BJ Casali, ISSD

Kent Ward, Surveyor

---

Larry Dawson, Envoy, Inc.  
Auditor

Dan Mayer, Envoy, Inc.

ATTEST:

Robin M. Mills,